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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE PATENT

Im re application of:

PFLUEGER

Group Art Unit: 3738

Serial No. 10/748,761

Examiner: N/A

Dated: December 30, 2003

For: STENT FOR MAINTAINING PATENCY

OF A BODY REGION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on or before

October 11, 2004 Janet Mispel

LETTER

Commissioner for Patents

ATTN: Mail Stop Missing Parts

PO Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts mailed August 9, 2004, enclosed is a copy of the Notice, executed Declaration, 9 sheets of formal drawings.

Enclosed is a check in the amount of \$460 for the filing fee and late oath or declaration surcharge, in the above-identified application.

In addition, authorization is hereby given to charge Deposit Account No. 21-0890 for any deficiency or to credit any overpayment

Respectfully submitted,

Wrank J/Ux/ Attorney for Applicant

Reg. No. 25,612

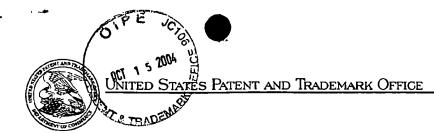
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Irvine, CA 92618

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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/748,761

12/30/2003

D. Russell Pflueger

D-3090

33197 STOUT, UXA, BUYAN & MULLINS LLP 4 VENTURE, SUITE 300 IRVINE, CA 92618 CONFIRMATION NO. 2723
FORMALITIES LETTER
OC000000013481191

Date Mailed: 08/09/2004

lesponse Due 10/9

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
 Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 10, 11, 12.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$450 for a Small Entity

\$385 Statutory basic filing fee.

10/18/2004 EAREGAY1 00000026 10748761

01 FC:2001

395.00 OP

02 FC:2051 65.00 OP

• \$65 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE